

SANDLER, REIFF & YOUNG, P.C.

April 17, 2009

Ms. Wanda Thomas
Acting Assistant Staff Director
Audit Division
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Ms. Thomas:

This letter, and attached exhibits will serve as the response of the Washington State Democratic Central Committee ("WSDCC") to the Interim Audit Report ("Audit Report") of the Federal Election Commission's Audit Division ("the Audit Division") for the period covering the WSDCC's financial activities for 2003 and 2004.

The response to each of the Audit Division's five recommendations is as follows:

Recommendation #1

The Committee has reviewed the recommendation and has reviewed the documentation provided by the Audit Division. After a review of documentation provided by the Commission the committee agrees that these transactions require amendment. However, the appropriate amendments are not entirely in sync with the Commission's recommended changes. Attached, as Exhibit 1, is a spreadsheet that explains the disposition of each amended item.

Recommendation #2

The following represents the disposition of the Commission's finding on excessive candidate contributions:

Alben 2004 – The committee made a \$3,000 contribution to the Alben campaign that was designated for the general election. However, Alex Alben was unsuccessful in his bid to obtain the Democratic nomination for Congress. The Alben campaign was required to refund the \$3,000 contribution to the WSDCC in accordance with 11 C.F.R. § 102.9(e)(3). However, the Alben campaign failed to make a refund and was permitted to terminate the committee by the Commission in March 2005. Therefore, the WSDCC is unable to request a refund at this time.

Barbieri for Congress - \$1,500 of the May 20, 2004 contribution was intended for the primary election. The report has been amended to clarify this intent. A portion of the in-kind for voter file has been moved to Schedule F, Line 25 as a coordinated expenditure.

Friends of Sandy Matheson - The in-kind contributions have been reclassified as coordinated expenditures and have been moved to Schedule F, Line 25.

Recommendation #3

The committee acknowledges the reporting errors regarding its Levin activity and has amended reports to correct these errors.

Recommendation #4

The committee has reviewed this recommendation and has determined that only two of the communications listed on the Commission's spreadsheet were, in fact, independent expenditures. These two expenditures have been moved to Schedule E, Line 24. All other communications listed on the Commission's spreadsheet were either coordinated communications or volunteer exempt activities. Furthermore, a number of the communications included non-federal candidates and generic references to the Democratic Party. Expenses with such references have been allocated to Lines 29 and 30(b) as appropriate. The spreadsheet attached as Exhibit 2 explains the disposition of each communication on the Commission's spreadsheet. It should be noted that one of the mail communications exclusively on behalf of Patty Murray, entitled "Too Extreme" was a volunteer exempt activity. An affidavit and other documentation to demonstrate that this was volunteer exempt are attached as Exhibit 3. Other mailings on behalf of Patty Murray were intended as coordinated expenditures and have been moved to Schedule F, Line 25.

It should be noted that there are several mailings undertaken on behalf of John Kerry, the Democratic nominee for President listed on the Commission schedules. It is the WSDCC's belief that these mailings were intended as volunteer exempt activities. However, the committee has been unable to locate any documentation regarding the volunteer participation with respect to these communications. In accordance with the committee's belief that these were exempt activities, the disbursements have been moved to Line 30(b).

Recommendation #5

The committee has carefully reviewed the Commission's finding and recommendation and disagrees with both the Commission's conclusion and legal analysis. First, the Commission offers no regulatory citation for (and no citation existed with respect to 2004 activities) with respect to the requirement that funds raised that "convey a plan" to promote, support, attack or oppose a federal candidate must be deposited into a federal account. To be sure, the Commission promulgated a regulation that requires contributions that are solicited with the intent to exclusively support or oppose a clearly identified federal candidate must be deposited into a federal account. This regulation did not take effect until January 1, 2005.¹ The Commission may not retroactively apply

¹ 11 C.F.R. § 100.57(b). The WSDCC questions whether the Commission really intended to include party nominees within the purview of this regulation. The regulation requires that no more than 50% of contributions raised through

the regulation to activity by the WSDCC that took place in 2004. The committee's fundraising efforts were, in fact, in furtherance of its efforts to support the election of state and local candidates and were deposited into the committee's non-exempt account which was limited to contributions of \$3,400 per year in 2004. Due to this limitation, the committee must use small donor, interlocking activities to fund activities on behalf of state and local candidates.

The committee also disagrees with the Commission's finding with respect to the fundraising expenses. First, the committee disagrees with the Commission's use of MURs 5403 and 5466 as authority for the proposition cited by the Commission that fundraising communications that PASO a clearly identified federal candidate are "expenditures." These matters involved the abuse of the Commission's allocation regulations by a non-connected PAC who purported to raise impermissible non-federal funds for the purpose of using those funds to influence federal elections. It was in that context that the Commission made its findings. In this matter, the WSDCC was depositing federally permissible funds into its non-federal account for the purpose of influencing non-federal elections. As described above, the motivation behind this fundraising was not to use the funds to influence any federal election but rather, due to the restrictive nature of Washington campaign finance law and the need to fund an account to spend funds directly on behalf of state and local candidates. It serves no legal or policy purpose to demand that the WSDCC return these funds to the federal account (which would ironically result in a federal fund windfall for the state party). Likewise, it serves no legal or policy purpose to require the WSDCC pay for these fundraising expenses with federal funds.

Second, the committee disputes that the script actually attacks or opposes a federal candidate. The communication merely states that the WSDCC has a plan to defeat George W. Bush. It does not, in any way, attack President Bush's plans or projects, or attack his character. The letter merely discusses the general plans of the WSDCC, which in a presidential election year, would obviously include activities in connection with the presidential election. Thus, in 2004, it was within the WSDCC's rights to deposit any or all of the funds raised by this mailing in the committee's non-federal account. Furthermore, the committee was permitted to use non-federal funds to pay for these expenses.

Although the WSDCC disagrees with the finding and recommendations of the audit report, the committee intended to comply with the Commission's recommendation with respect to Finding #5. However, at this time, the committee has only \$5,813 in its "non-exempt" account, the account into which these funds were deposited. Due to the restrictive nature of the contribution limits to this account, the committee has difficulty raising funds for the account, other than through small donor fundraising. The committee does maintain an unrestricted "exempt" non-federal account for activities that do not directly influence non-federal elections. The WSDCC sought guidance from the Washington State Public Disclosure Commission as to whether it was permitted to use exempt funds to comply with the Commission's recommendation. The WSDCC has been informed by the Public Disclosure Commission that any attempt to use exempt funds to comply with the Commission's recommendation would likely result in a violation of Washington campaign finance

reference to federal and non-federal elections be deposited into a non-federal account. This ratio is consistent with the 50% federal allocation formula for non-party political committees but is inconsistent with the allocation formula for state and local party committees which range from 15% to 36% federal.

law. In addition, as of April 17, 2009, the WSDCC only has \$19,241 in its federal accounts. Therefore, the WSDCC is unable to comply with the Commission's recommendation at this time.

Based upon our objections to the findings, the committee does not intend to amend its reports at this time, but will consider filing such amendments if the Commission, by a vote of a majority of its members, disagrees with the committee's response to the Interim Audit Report.

If you require any further information, or have any other questions, please call me at (202) 479-1111.

Sincerely,

A handwritten signature in black ink, appearing to read "Neil Reiff", written in a cursive style.

Neil Reiff
Counsel to the Washington State Democratic
Central Committee

EXHIBIT 1

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W		
Line	Subline	Item	Address	City	State	Zip	Check Number	Check Amount	Check Date	Payment Method	Bank Account	Transmittal Amount	Transmittal Date	Transmittal Method	Program	Accounting Code	Check Number	Check Amount	Check Date	Check Method	Check Description	Check Date	Check Method	
1		Washington Area Democratic Central Committee																						
2		Washington Area Democratic Central Committee																						
3		Washington Area Democratic Central Committee																						
4	14	24	Greene and Schenck, Inc.	200 N. 14th Street	CA	94040	002104	\$1,000.00	03/04/04	Check	002104	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002104	\$1,000.00	03/04/04	Check
5	14	21	Demotest.com	1018 MacArthur Blvd NW	DC	20016	002006	\$10,000.00	03/04/04	Check	002006	\$10,000.00	03/04/04	Check	Party Administrative	Admin	020	\$10,000.00	03/04/04	Check	002006	\$10,000.00	03/04/04	Check
6	14	21	Thompson Signs	100 Bala Ave. NE	GA	30016	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
7	14	26	Coronet	PO Box 627884	PA	19162-7884	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
8	14	26	Lights, Michael	500 Markon Ave Apt 2	CA	94005	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
9	14	26	Don Shuman Printing	114 E Capital Way	CA	94017	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
10	14	26	Federal Innovations Inc.	1 Washington Blvd	DC	20004	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
11	14	26	John's T Shirts	5314 E Washington Leland	VA	22004	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
12	14	26	Thompson Signs	100 Bala Ave. NE	GA	30016	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
13	14	26	Thompson Signs	100 Bala Ave. NE	GA	30016	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
14	14	26	Lu Inc	110 10th Avenue	PA	19104	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
15	14	26	Calvin Maguire	1318 Chester Ave N Box 160	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
16	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
17	14	26	Charles Adams	601 Chest St	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
18	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
19	14	26	Capital City Press, Inc	2017 - 27th Avenue SW	GA	30033-4100	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
20	14	26	Brown Press Inc.	101 E Palm Canyon Drive 2000	CA	92262	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
21	14	26	LD Postmaster	10 S Jackson	GA	30105	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
22	14	26	Capital City Press, Inc	2017 - 27th Avenue SW	GA	30033-4100	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
23	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
24	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
25	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
26	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
27	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
28	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
29	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
30	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
31	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
32	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
33	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
34	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
35	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
36	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
37	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
38	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
39	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
40	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
41	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
42	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
43	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
44	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
45	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check	Party Administrative	Admin	020	\$1,000.00	03/04/04	Check	002004	\$1,000.00	03/04/04	Check
46	14	26	Paul Publishing	11 E Tappan Ave	PA	17010	002004	\$																

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	
Account No.	Line	Account Name	Address	City	State	Zip	Bank	Check No.	Check Date	Check Amount	Check Balance	Check Date	Check Amount	Check Balance	Check Date	Check Amount	Check Balance	Check Date	Check Amount	Check Balance	Check Date	Check Amount	
100	20	King County Records and Elections	200 4th Ave Room 802	Seattle	WA	98101	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	MatchUp, Gary	4025 17th St SW	Unrecorded	WA	98107	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	United and Church Inc	111 East Madison St Room 111	Seattle	WA	98102	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	Stewart Photos Inc.	121 S Palm Canyon Drive 2025	Palm Springs	WA	92202	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	Lalala and Lala	2003 11th Ave NE	Bellevue	WA	98004	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	Stewart Photos Inc.	121 S Palm Canyon Drive 2025	Palm Springs	WA	92202	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	Portland County Auditor	401 W Clark Street	Prosser	WA	99371	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	The Medicines Value	581 West Main Street	Monticello	WA	99303	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	North Lumber Ring Committee	722 18th Ave	Grainy	WA	99120	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04
100	20	West Judicial Association	1418 NE 62nd Street	Seattle	WA	98105	Valley 2004 Federal	100	01/12/04	\$12.00	\$12.00	01/12/04	\$12.00	01/12/04	01/12/04	\$12.00	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04	01/12/04

EXHIBIT 2

EXHIBIT 3

**BEFORE THE
FEDERAL ELECTION COMMISSION**

IN RE

Washington Democratic Party

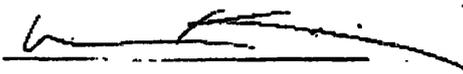
DECLARATION OF MICHAEL KING

1. During the 2004 general election campaign I served as a regional field director for the Patty Murray for U.S. Senate. In that capacity, I supervised the production and distribution, by volunteers, of a mail piece entitled "Extreme" in October 2004.

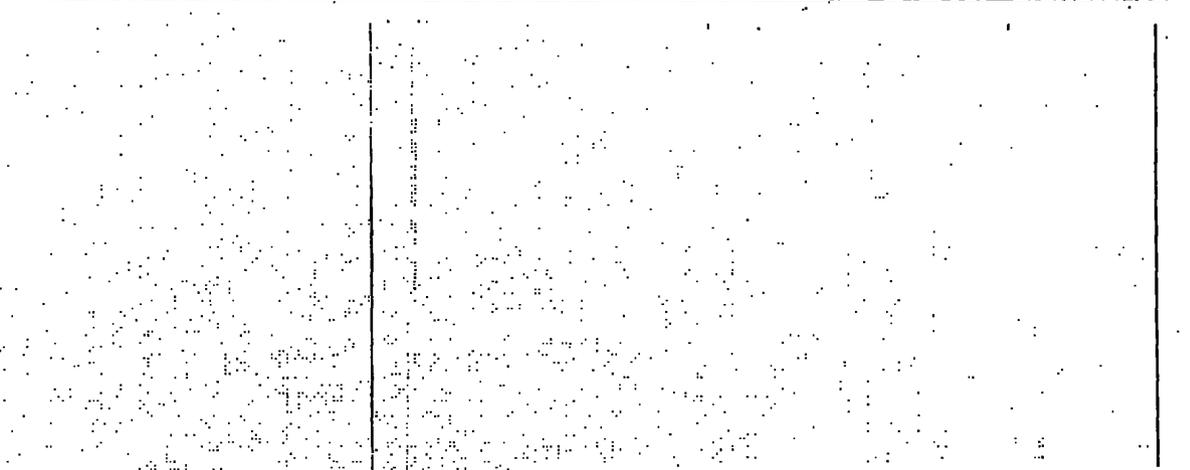
2. In that regard, I was responsible for the oversight of Washington Democratic Party volunteers who were assisting in the production of this mailing.

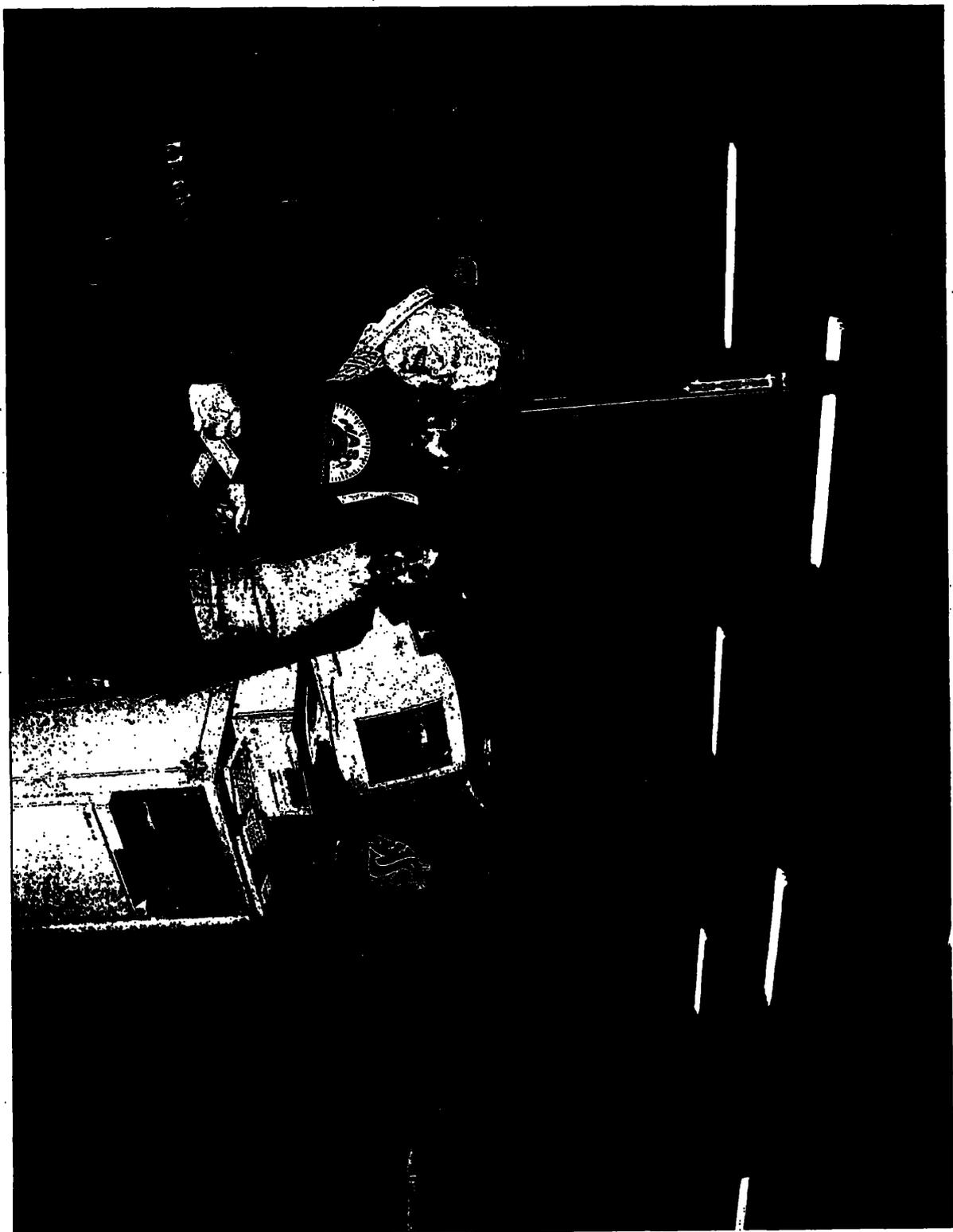
3. Due to the fact that the mailing occurred almost five years ago, I cannot recall the exact particulars of what each volunteer did. However, I can recall, generally, that the volunteers played an extensive role in the preparation of this mailing.

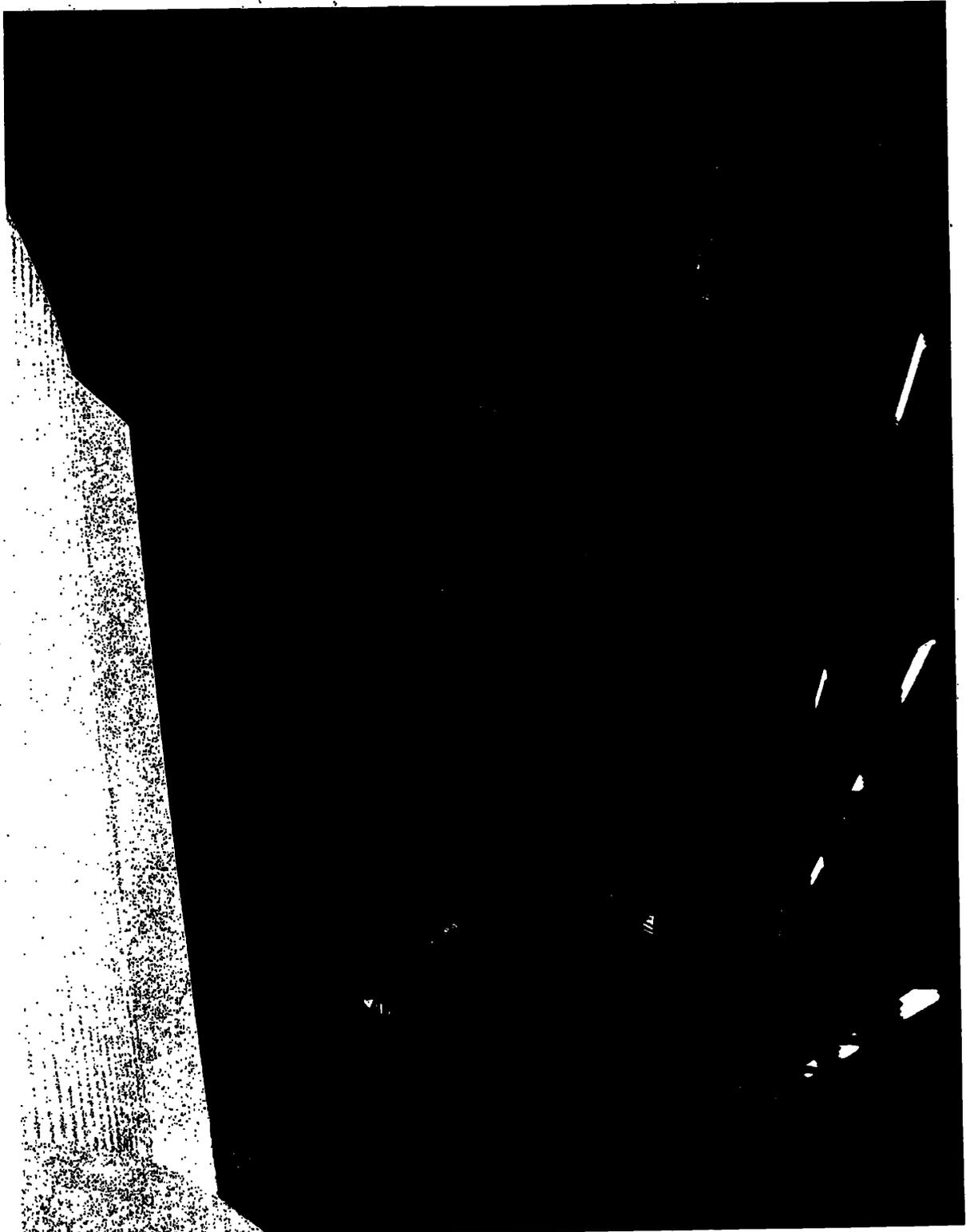
I declare under penalties of perjury that the foregoing is true and correct to the best of my present knowledge, information and belief. Dated this 15th day of April, 2009.



Michael King









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